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ON 12-16-92 cm.

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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC
SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY
DOCKET NO.

In the Matter of)	
IRVING SILVERMAN, D.M.D.)	Administrative Action
)	CONSENT ORDER
Licensed to Practice Dentistry)	
in the State of New Jersey)	
_____)	

This matter was opened to the New Jersey State Board of Dentistry ("Board") on the basis of information received that on or about June 24, 1992, a Judgment of Conviction was entered in the New Jersey Superior Court, Cumberland County Law Division-Criminal, wherein respondent entered a plea of guilty to a two count Accusation charging theft by deception in violation of N.J.S.A. 2C:20-4a, a crime of the third degree, and Medicaid fraud in violation of N.J.S.A. 30:4D-17(a), a high misdemeanor. Respondent was sentenced to probation for a period of one (1) year, 200 hours of community services (at least 4 hours per week), a fine in the sum of \$2,500.00, restitution for a sum of \$6,200.00, and a Violent Crimes Compensation penalty in the amount of \$60.00. The conduct underlying the Accusation involved the receipt of Medicaid payments in the amount of approximately

\$6,200.00 to which the respondent was not entitled for dental services which had not been rendered to certain Medicaid recipients. The crimes for which respondent was convicted involve moral turpitude and relate adversely to the practice of dentistry within the meaning of N.J.S.A. 45:1-21(f), and the conduct which forms the basis of the conviction constitutes a failure to maintain good moral character, an ongoing requirement for continued licensure pursuant to N.J.S.A. 45:6-3.

It appearing that the respondent desires to resolve this matter without resort to formal disciplinary proceedings and that good cause exists for the entry of the within Order,

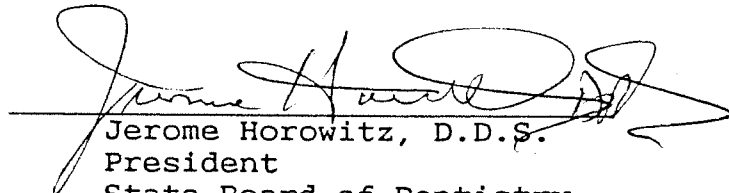
IT IS ON THIS 14th DAY OF ~~NOVEMBER~~ DECEMBER, 1992,

HEREBY ORDERED AND AGREED THAT:

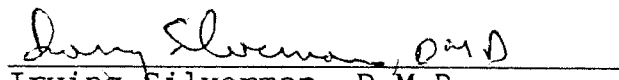
1. The license of the respondent to practice dentistry in the State of New Jersey shall be and is hereby suspended for a period of six (6) months. Forty-five (45) days of this suspension shall be active and shall commence on December 14, 1992 and terminate on and include January 27, 1993. The remaining period of suspension shall be stayed and shall constitute a probationary period. The respondent shall derive no financial remuneration directly or indirectly related to patient fees paid for dental services rendered during the period of active suspension by other licensees for patients of respondent's practice.

2. Respondent is hereby reprimanded by the Board of Dentistry for committing Medicaid fraud.

3. Respondent shall perform two hundred (200) hours of dental community service at a facility to be designated by the Board. Said community service shall be completed by July 30, 1993 and shall not be performed during the period of active suspension of licensure. Respondent shall be advised in writing of the designated facility and the name of the person who will supervise the performance of the dental services. In the event the community service is discontinued at the named facility for any reason whatsoever, the balance of required hours shall be completed at an alternate facility named by the Board. Any failure to provide the community service or comply with the schedule or other requirements set forth by the named supervisor shall be deemed a violation of respondent's probationary period, and the Board may activate the remaining period of suspension upon short notice to the respondent.


Jerome Horowitz, D.D.S.
President
State Board of Dentistry

I have read and understand
the within Order and agree
to be bound by its terms.
Consent is hereby given to
the Board to enter this Order.


Irving Silverman, D.M.D.